



APPROVED  
JOHN J. LOVE  
DIRECTOR TC 3600  
1-2402: KLD

Attorney's Docket No.: 12385-002001

2161

~~MT~~ 6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Neil P. Hudd  
Serial No. : 09/753,507  
Filed : January 3, 2001  
Title : WIRELESS FINANCIAL TRANSACTIONS

Art Unit : 2161  
Examiner : Unknown

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Technology Center 2100

Attention: Group Director  
Commissioner for Patents  
Washington, D.C. 20231

REVISED REQUEST FOR PERMISSION TO WITHDRAW AS ATTORNEY OF RECORD

The undersigned attorney is resubmitting a request for permission to withdraw as attorney of record after receiving the patent office's decision (copy enclosed) not to accept the undersigned attorney's first request for permission to withdraw filed on August 7, 2002, for failure to list and withdraw Lawrence K. Kolodney.

The undersigned attorney, on behalf of himself and the other attorneys of record, who are members or associates in the firm of FISH & RICHARDSON P.C., or who were so listed at the time of their appointment, and on behalf of any associate attorneys appointed by any of the attorneys on whose behalf this petition is filed, including the following: David L. Feigenbaum, Reg. No. 30,378, Robert E. Hillman, Reg. No. 22,837, Lawrence K. Kolodney, Reg. No. 43,807, John F. Hayden Reg. No. 37,640, and Timothy A. French, Reg. No. 30,175, requests the approval of the Commissioner to withdraw as attorney(s)/agent(s) of record.

The present mailing address of the attorney(s)/agent(s) of record is:

FISH & RICHARDSON P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 22, 2002

Date of Deposit

Signature

Lesley J. Arcidy

Typed or Printed Name of Person Signing Certificate

The present mailing address of the applicant is:

VERITOP INCORPORATED  
P.O. Box 343  
153B Rangeway Road  
N. Billerica, MA 01862

The reasons for which the permission of the Commissioner is sought for withdrawal of the attorney(s)/agent(s) of record is the failure of the applicant or owner to pay the attorney's bills after due notification and the elapse of a substantial period of time. The applicant has been given at least 120 days from the billing date to pay bills for services due and has been provided with regular notification of the delinquent sums.

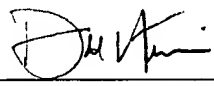
Notice of the attorney's request to withdraw is being sent simultaneously to the applicant and the relevant papers and files will immediately be sent to the applicant upon approval of the request by the Commissioner.

At least thirty days remain for the applicant to take any action due in this case or an appropriate request for extension of time accompanies this request seeking additional time. The attorney(s)/agent(s) on whose behalf this petition is filed will ensure that the applicant has sufficient time after approval of this request to reply or employ another to reply to any outstanding requirement of the Patent and Trademark Office.

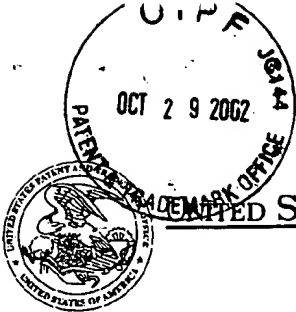
Two copies of this request are filed herewith. The Commissioner is authorized to apply any charges or credits to Deposit Account No. 06-1050, reference 12385/002001.

Respectfully submitted,

Date: 10/22/01

  
\_\_\_\_\_  
David L. Feigenbaum  
Reg. No. 30,378

Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906  
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
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DIRECTOR'S OFFICE  
TECHNOLOGY CENTER 3600

David L. Feigenbaum  
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225 Franklin Street  
Boston, MA 02110-2804

In re application of  
Neil Hudd et.al.  
Application No. 09/753,507  
Filed: January 3, 2002  
For: WIRELESS FINANCIAL  
TRANSACTIONS

DECISION ON REQUEST  
FOR WITHDRAWAL OF  
ATTORNEY

This is a decision on the request filed on August 7, 2002, under 37 CFR 1.36 and MPEP 402.06, requesting permission to withdraw as the attorney of record in the above-identified application.

The request is **NOT APPROVED**.

Under 37 CFR 1.36 an attorney may withdraw only upon application to and approval by the Commissioner. It should be noted that a withdrawal is effective when approved, not when filed. For approval of such a request the following conditions must be met:

- A) Each attorney of record must sign the notice of withdrawal, or the notice must contain a clear indication of one attorney signing on behalf of another, because the Office does not recognize law firms;
- B) There must be at least 30 days between approval of the withdrawal and the later of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a);
- C) A proper reason for the withdrawal as enumerated in 37 CFR 10.40(b) or subsection (1)-(6) of 37 CFR 10.40(c) must be provided;
- D) The applicant or patent owner must have been notified of the withdrawal as provided for in 37 CFR 1.36.

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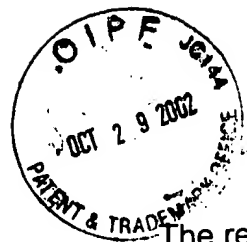
FISH & RICHARDSON, P.C.  
BOSTON OFFICE

DOCKETED BY PRACTICE SYSTEMS

Action Code Re-File Pet. to WID  
Base Date 10-10-02  
Due Date 11-10-02  
Deadline -  
Initials PEL On -

Docketed By Billing Secretary

Due Date: 11/10/02  
Deadline: 11/10/02  
Initials: RJA



The request to withdraw as attorney is not accepted in the above-identified application because the request lacks condition (A) above. The attorneys listed in the request to withdraw do not match those originally appointed. Requestor has not requested to withdraw Lawrence K. Kododney.

Kenneth J. Dorner  
Special Programs Examiner  
Patent Technology Center 3600  
(703) 308-0866  
Facsimile No.: (703) 605-0586

Rjb:10/3/02

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